IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 80896-M of 2006

DATE OF DECISION : 20.03.2007

Malwinder Singh and others

.... PETITIONERS

Versus

Arjan Singh

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Anupam Bhardwaj, Advocate,
for the petitioners.

None for the respondent.

The petitioners, apprehending their arrest in a non-bailable offence in complaint case (Annexure P-1) filed by the respondent in the court of CJM, Amritsar, in which the petitioners have been summoned under sections 323/452/380/506/34 IPC, have filed this petition under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail.

On December 22, 2006, interim anticipatory bail was granted to the petitioners subject to the condition that they shall appear before the trial court and furnish their regular bail bonds to its satisfaction.

As per report on dasti sumons, the respondent has refused to accept the notice. No body has appeared on his behalf.

I have heard counsel for the parties and have gone through the contents of the complaint.

Counsel for the petitioners contends that a civil suit filed by petitioner No.1 against the complainant was decreed. Thereafter, when the complainant after forcibly entering into the house of petitioner No.1, gave beatings to him and his family members, a criminal complaint was also filed

in which the respondent has been summoned, a copy of which has been annexed with this petition as Annexure P-3. Thereafter, another complaint was filed by petitioner No.1 against the respondent in which he has also been summoned. Now, as a counter-blast, the complainant has filed the aforesaid complaint in which the petitioners have been summoned.

Counsel for the petitioners further states that in terms of the interim order dated December 22, 2006, the petitioners have appeared before the trial court and furnished their regular bail bonds, which have been accepted and attested by JMIC, Amritsar, vide his order dated 6.1.2007, copy of which has been filed in court today and the same is taken on record.

In view of the above, without commenting on the merits, the interim bail, granted vide order dated December 22, 2006, is made absolute.

Disposed of accordingly.

March 20, 2007 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**